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#FO2326027

SUPERVISOR'S USE OF FORCE FORM REPORT

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EXHIBITS

A - (1) DVD containing video recorded interviews, a video recording of the scene of the location, photographs of the suspect's injuries and photographs of the scene.
B - (1) DVD containing radio transmissions from involved personnel.
C - (8) Printed color photographs of the scene and surrounding area.
D - (4) Printed color photographs of Suspect Bennett's injuries and (1) printed color booking photograph of Suspect Bennett.
E - Supplemental report prepared by Sergeant [redacted]
F- Incident Report prepared by Deputy Larry Billoups
G- Supplemental Report prepared by Deputy John Edwards
H- Supplemental Report prepared by Deputy [redacted]
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M- Supplemental Report prepared by Deputy John Haynes
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P- Felony Complaint filed by the Los Angeles District Attorney against Suspect Bennett.

MISCELLANEOUS DOCUMENTS

Admonition Forms
Foot Pursuit Evaluation Form
Printed Criminal History of Jerome Bennett
Booking Package for Jerome Bennett
Carson Station AM & PM shift In-services dated December 9, 2012
Internal Affairs Bureau-Mandatory Notification Form completed by Lieutenant Bergner.
Consent for Release of Medical Information for Patients in Police Custody

761551N25A - SH-AD-32A

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: September 30, 2013
FILE NO:

OFFICE CORRESPONDENCE

FROM: RALPH J. WEBB, COMMANDER
EAST PATROL DIVISION

TO: ALICIA E. AULT, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS:

Case Number:	FO2326027/IV2341988
Incident:	Significant Force
Incident Date:	December 9, 2012
Unit:	Carson Station
Suspect:	Jerome Bennett, MB/08-29-84
Involved Employees:	Deputy Larry Billoups, #[redacted] Deputy John Edwards, #[redacted] Deputy [redacted] #[redacted] Deputy [redacted], #[redacted] Deputy [redacted] #[redacted] Deputy [redacted] #[redacted] Sergeant [redacted], #[redacted]
EFRC Date:	September 26, 2013

The Executive Force Review Committee (EFRC) consisting of Commanders Patrick Maxwell, David Halm, and Ralph Webb met and reviewed the above case.

FORCE POLICY RELATING TO INCIDENT:

Law enforcement officers are entitled to use the amount of force that is reasonable and necessary to make an arrest, prevent an escape, or overcome resistance.

FINDINGS:

A deputy assigned to Carson Station patrol was stopped at a red light at the intersection of east bound Del Amo Boulevard at Leapwood Avenue, when he saw the suspect driving northbound on Leapwood Avenue approaching the intersection at Del Amo Boulevard. As the suspect drove through the intersection, the deputy saw the suspect swinging his arms as if hitting someone or something in the backseat. The suspect temporarily lost control of his vehicle, almost driving into the east curb line of Leapwood Avenue.

The deputy conducted a traffic stop of the suspect and began a possible battery investigation. During the traffic stop the suspect was upset and was yelling at a female adult passenger seated in the backseat. During the traffic stop the deputy observed injuries to the female passenger's neck, face, and right arm.

Believing he may have witnessed an assault, the deputy detained the suspect in the rear seat of his patrol vehicle for a battery investigation. The deputy spoke with the female passenger and determined she had been assaulted by the suspect earlier that day during an argument.

An additional deputy arrived to assist with the investigation. As the initial deputy spoke with the suspect, he denied losing control of his vehicle, denied assaulting the female passenger, and shouted profanities at the deputy.

Based upon his investigation, the deputy determined the suspect had injured the female passenger during an assault and intended to arrest him for Domestic Violence, 273.5(a) P.C. When the deputy informed the suspect he was going to be arrested, the suspect began shouting he was not going to jail and declared he would have to be killed to be arrested. Due to the suspect's behavior, the deputy left the suspect detained in the backseat of his patrol vehicle and requested a sergeant and an additional deputy to respond to his location.

Once additional personnel arrived, deputies opened the back door of the patrol vehicle and instructed the suspect to place his hands behind his back and his feet on the seat. The suspect refused to comply with the orders and began yelling at the deputies. As the deputies prepared to deploy oleoresin capsicum spray, the suspect began pushing his way out of the back seat. Two of the deputies deployed their oleoresin capsicum spray into the suspect's face as he began forcing his way out of the back seat. The suspect pushed the deputies out of the way and ran westbound through two front yards.

The deputies pursued the suspect on foot and quickly tackled him in the second front yard located at [redacted] East Denwall Drive. The suspect struggled with the

deputies. They continued to order the suspect to stop fighting as they attempted to control his arms.

The suspect ignored their orders and continued to struggle with the deputies. During the struggle one of the deputies straddled the suspect's back and attempted to place the suspect's left arm behind his back. At one point, he saw the suspect place his hand on a can of oleoresin capsicum spray that had fallen from a deputy's gun belt onto the grass.

Fearing the suspect would use the oleoresin capsicum spray against the deputies; one of the deputies punched the suspect on his face. This caused the suspect to release the oleoresin capsicum spray.

During the struggle one of the deputies felt the suspect pulling on his holstered duty weapon and heard another deputy yell that the suspect was going for his gun. The suspect was again punched several times in the face. One of the deputies knocked the suspect's hand off his weapon using his right hand. One of the deputies un-holstered his sidearm and placed it to the suspect's head preparing to shoot him. The deputy realized his backdrop was not clear and did not shoot. Instead, the deputy re-holstered his duty weapon, rose to his knees and delivered three knee strikes to the right side of suspect's face. The suspect continued to struggle and kicked the sergeant who was trying to control the suspect's legs. In an effort to gain compliance from the suspect, a deputy punched the suspect six times on the right side of his face.

The suspect concealed both hands under his upper body, one of the deputies struggled to control the suspect's right hand. The deputy punched the suspect on the abdomen four to five times in an effort to gain compliance. Additional deputies arrived and placed a hobble restraint around the suspect's legs. Eventually, deputies were able to gain control of the suspect's arms and placed them behind his back. The suspect was handcuffed and treated by paramedics at the scene for facial injuries. The suspect was transported to Harbor UCLA Medical Center and treated for a fracture to his right medial orbital wall. He was treated, released from the hospital, and eventually booked at the Carson Sheriff's Station.

The EFRC determined the force used against the resistive and assaultive suspect was within Department policy. The EFRC also determined the tactics used by deputy personnel were within Department policy; however, the tactics used by the sergeant were out of policy.

The EFRC deemed as **Founded** the allegation that the tactics used by Sergeant [redacted] #[redacted] were in violation of the Department's Manual of Policy and Procedures, Section(s) 3-01/050.10, Performance to Standards, as it

pertains to 5-06/105.00 Tactical Incidents, on or about December 9, 2012, while on duty, Subject [redacted] failed to conform to the work standards established for his position as a sergeant working in a patrol environment when he failed to employ sound tactical principles and engage a threat in the safest manner during a tactical dilemma, which evolved into an escape attempt and use of force incident as evidenced by, but not limited to, the following:

a. failing to develop a plan to arrest Jerome Bennett when he expressed that he was not willing to be handcuffed and taken to jail; and/or,

b. failing to take direct control and communicate, coordinate, and provide direct supervision to the on scene efforts of the deputy personnel who were interacting with Jerome Bennett , especially when he displayed recalcitrant behavior and expressed that he was unwilling to be handcuffed and taken to jail; and/or,

c. failing to ensure that there was adequate personnel at the scene to safely and reasonably exercise an arrest of Jerome Bennett; and/or,

d. failing to delegate and assign responsibilities to deputy personnel such as less lethal and lethal responsibilities, arrest and handcuffing responsibilities, and/or video camera responsibilities; and/or,

e. failing to maintain a visual on the evolving arrest scenario and direct the deputy personnel in their use of force.

RECOMMENDATIONS:

The EFRC recommended Sergeant [redacted] #[redacted] receive a **three (3) day suspension** with the option of Employee Based Discipline (EBD). Additionally, the EFRC recommended Sergeant [redacted] attend the eight-hour Tactics and Survival (TAS-I) class.

Lastly, the EFRC recommended the unit commander, Captain Eddie Rivero, conduct a tactical debriefing with all involved personnel regarding the unique circumstances of this incident.

RJW:JER:jer

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 912-13038-1615-055 | Date: 12/9/12 | Time: 1640 Hrs.

Location: [redacted] East Denwall Drive | City or Station: Carson, CA. 90746-3072

Bureau/Station/Facility: Carson Station | Admin. Investigation: YES [X] NO [ ]

Type of Force: Significant Force / Personal Weapons / Hobble /

Deputy Injury: YES [X] NO [ ] | Suspect Injury YES [X] NO [ ]

[ ] Call | [X] Observation | [ ] Detail | [X] Foot Pursuit | [ ] Vehicle Pursuit

IAB Notified: YES [X] NO [ ] | Person Notified: Lt. Libertone | Emp: [redacted] | IAB Roll Out: YES [X] NO [ ]

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	Billoups Jr.	Larry	K.

Sex: [X] Male [ ] Female | Race: B | Unit of Assignment: Carson Station | Work Assignment (Unit #, Module, etc.): 168T

Shift: [ ] EM [X] Day [ ] PM | [X] Regular Shift [ ] OT Shift [ ] Off Duty | Age: [redacted] | Height: 5'07 | Weight: 160

[X] Injured [X] Treated [ ] Admitted | Hospital: Torrance Memorial Medical Center | Coroner Case #: | Directed Force [ ] | Significant Force [X]

E 2

Employee #	Last Name	First Name	Middle Name
[redacted]	Edwards	John	H.

Sex: [X] Male [ ] Female | Race: B | Unit of Assignment: Carson Station | Work Assignment (Unit #, Module, etc.): 165A

Shift: [ ] EM [X] Day [ ] PM | [X] Regular Shift [ ] OT Shift [ ] Off Duty | Age: [redacted] | Height: 5'11 | Weight: 180

[ ] Injured [ ] Treated [ ] Admitted | Hospital: | Coroner Case #: | Directed Force [ ] | Significant Force [X]

E 3

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex: [ ] Male [X] Female | Race: H | Unit of Assignment: Carson Station | Work Assignment (Unit #, Module, etc.): 164T1

Shift: [ ] EM [ ] Day [X] PM | [ ] Regular Shift [X] OT Shift [ ] Off Duty | Age: [redacted] | Height: 5' 02 | Weight: 115

[ ] Injured [ ] Treated [ ] Admitted | Hospital: | Coroner Case #: | Directed Force [ ] | Significant Force [ ]

[X] **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	[redacted]	[redacted]	[redacted]	Sgt	YES [X] NO [ ]	YES [X] NO [ ]
					YES [ ] NO [ ]	YES [ ] NO [ ]

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Steele	John	M.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Stover	Brian	J.

Christopher Bergner
Watch Commander (**Print Name**) | Watch Commander's **Signature**: | Emp #: | Date

Sergeant Romeo Ingreso
Supervisor Completing Form: (**Print Name**) | Emp #: [redacted] | Copy Provided to Employee by: | Emp #:

Unit Commander (**Print Name**) | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only
FO#

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 03/12)

Supervisor's Report on Use of Force
SUSPECT INFORMATION
912 - 13038 - 1615 - 055

Suspect Information

S 1

Last Name: Bennett | First Name: Jerome | Middle Name: Alexander

AKA Last Name: | First Name: | Middle Name:

Sex: ☒ Male ☐ Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: | Home Phone: [redacted] | Age: 28 | Height: 5'11 | D.O.B. 08-29-1984 | Weight: 275 | Armed? ☐

Booking #: 3395132 | Primary Charge Code: 245(c)(2) PC | Secondary Charge Code: 69 PC | Criminal History [redacted]

EMT in attendance? ☒ YES ☐ NO Name: Los Angeles County Fire | Unit: Eng #10 | Phone #: 310-632-8230

Hospital Admission? ☐ | Rec'd Treatment At: Harbor General | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By Doctor: Dr. Ravera | Address: 1000 W. Carson Street Torrance, CA. 90509 | Phone #: 310-222-2345

Under Influence: ☐ YES ☒ NO Substance: | 5150 a factor in force ☐ YES ☒ NO User's guide provides direction on this entry

Suspect Interview

Date: N/A | Time: N/A | ☐ Audiotape: | ☐ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO Substance: | 5150 a factor in force ☐ YES ☐ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO Substance: | 5150 a factor in force ☐ YES ☐ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
912-13038-1615-055

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name [redacted]		Age 41	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code [redacted]	[redacted]		Home Ph. [redacted]
Last Name [redacted]	First Name [redacted]	Middle Name [redacted]		Age 31	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph. [redacted]		Home Ph. [redacted]
Last Name [redacted]	First Name [redacted]	Middle Name [redacted]		Age 66	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph. [redacted]		Home Ph. [redacted]
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.		Home Ph.

☐ Additional Witness

Supervisor's Report on Use of Force

912-13038-1615-0[illegible]5

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Billoups, Larry	E#1	Bennett, Jerome	S#1	OC	NN	FA
Billoups, Larry	E#1	Bennett, Jerome	S#1	CT	NN	AR
Billoups, Larry	E#1	Bennett, Jerome	S#1	PO	FR	FA
Billoups, Larry	E#1	Bennett, Jerome	S#1	PH	FR	FA
Billoups, Larry	E#1	Bennett, Jerome	S#1	CR	NN	FA
Edwards, John	E#2	Bennett, Jerome	S#1	OC	NN	NK
Edwards, John	E#2	Bennett, Jerome	S#1	TD	NN	LE
Edwards, John	E#2	Bennett, Jerome	S#1	CT	NN	AR
Edwards, John	E#2	Bennett, Jerome	S#1	PH	FR	FA
Edwards, John	E#2	Bennett, Jerome	S#1	PH	NN	AD
[redacted]	E#3	Bennett, Jerome	S#1	OC	NN	FA
[redacted]	E#3	Bennett, Jerome	S#1	PO	NN	AD
[redacted]	E#4	Bennett, Jerome	S#1	CT	NN	LE
[redacted]	E#5	Bennett, Jerome	S#1	HB	NN	LE
[redacted]	E#6	Bennett, Jerome	S#1	CT	NN	LE
[redacted]	E#7	Bennett, Jerome	S#1	RH	NN	AR
Bennett, Jerome	S#1	Billoups, Larry	E#1	PP	NN	CH
Bennett, Jerome	S#1	Billoups, Larry	E#1	OO	UN	IN
Bennett, Jerome	S#1	Billoups, Larry	E#1	OC	UN	FA

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation
9 1 2 - 1 3 0 3 8 - 1 6 1 5 - 0 5 5

Involved Employee

E 4

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Carson Station	160S

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5'10	175

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital: ______		Directed Force ☐ Significant Force ☐

E 5

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	H	Carson Station	169A1

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	501	120

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital: ______		Directed Force ☐ Significant Force ☐

E 6

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Carson Station	164A1

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5'09	175

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital: ______		Directed Force ☐ Significant Force ☐

E 7

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	W	Carson Station	168A

Shift:		Age:	Height:	Weight:
☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	5'11	185

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital: ______		Directed Force ☐ Significant Force ☐

E__

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital: ______		Directed Force ☐ Significant Force ☐

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY
SIGNIFICANT USE OF FORCE
(FRACTURED ORBITAL SOCKET)

UNIT:	Carson Station
DATE:	Sunday, December 9, 2012
TIME:	1640 hours
LOCATION:	[redacted] East Denwall Drive, Carson, CA. 90746-3072
URN#:	912-13038-1615-055
IAB#:	FO2326027

NATURE OF INCIDENT:

On-call Internal Affairs Bureau personnel assumed responsibility for completion of a force investigation after Suspect Jerome Bennett sustained a fracture to his right orbital socket during an arrest and use of force by Carson Station deputy and sergeant personnel.

SYNOPSIS OF INCIDENT:

On December 9, 2012, at 1612 hours Deputy Larry Billoups was assigned to Carson Station patrol unit #168T during the AM shift. While Deputy Billoups was stopped at a red light at the intersection of east bound Del Amo Boulevard at Leapwood Avenue, he saw Suspect Bennett driving a two door Chevrolet Monte Carlo, blue in color (CA. License #[redacted]. Suspect Bennet was driving northbound on Leapwood Avenue approaching the intersection at Del Amo Boulevard. As Suspect Bennett drove through the intersection, Deputy Billoups saw Suspect Bennett swinging his arms as if hitting someone or something in the backseat. Suspect Bennett temporarily lost control of his vehicle almost driving into the east curb line of Leapwood Avenue.

Deputy Billoups conducted a traffic stop of Suspect Bennett and began a possible battery investigation. During the traffic stop, Suspect Bennett was upset and was yelling at a female adult passenger seated in the backseat. During Deputy Billoups' investigation, he identified the female passenger as [redacted] (FB [redacted]. [redacted] was seated in the back seat along with her [redacted] identified as [redacted] (FB [redacted]. [redacted] was seated in a child safety seat. During the traffic stop, Deputy Billoups observed injuries to [redacted] neck, face and right arm.

Believing he may have witnessed Suspect Bennett commit an assault, Deputy Billoups detained Suspect Bennett for a battery investigation in the rear seat of his patrol vehicle. Deputy Billoups spoke with [redacted] about her injuries. Deputy Billoups determined [redacted] was assaulted by Suspect Bennett earlier that day during an argument.

He also learned [redacted] and Suspect Bennett were involved in a [redacted] and lived [redacted] for approximately one and a half years. Deputy Billoups requested a female patrol deputy respond to his location to assist him with his investigation. Deputy [redacted] responded to the traffic stop.

Deputy Billoups spoke with Suspect Bennett about [redacted] injuries and why he lost control of his vehicle. During this conversation Suspect Bennett remained seated in the back seat of the patrol car. Suspect Bennett denied losing control of his vehicle and shouted profanity at Deputy Billoups during their conversation. He denied assaulting [redacted] and claimed she sustained her injuries during a fight with her friends.

Based upon his investigation, Deputy Billioups determined Suspect Bennett had injured [redacted] during an assault and intended to arrest him for Domestic Violence, 273.5(a) P.C. When Deputy Billoups informed Suspect Bennett he was going to be arrested, Suspect Bennett began shouting he was not going to jail and declared he would have to be killed to be arrested. Due to Suspect Bennett's behavior, Deputy Billoups left Suspect Bennett detained in the backseat of his patrol vehicle and requested Sergeant [redacted] and Deputy John Edwards respond to his location. When they arrived Deputy Billoups spoke with them about the situation.

Deputy Billoups and Deputy Edwards opened the back door of the patrol vehicle and instructed Suspect Bennett to place his hands behind his back and place his feet on the seat. Suspect Bennett began shouting at Deputy Billoups. Deputy Billoups and Deputy Edwards both ordered Suspect Bennett again to place his hands behind his back while Deputy Billoups positioned himself in the door frame of the backseat. Suspect Bennett refused to comply with the orders and continued yelling. Deputy Billoups and Edwards both prepared to deploy oleoresin capsicum spray as Suspect Bennett began pushing his way out of the back seat. Deputy Billoups and Deputy Edwards simultaneously deployed their oleoresin capsicum spray into Suspect Bennett's face as he began forcing his way out of the back seat. Suspect Bennett pushed Deputies Billoups and Edwards out of the way and ran west bound through two front yards.

IAB Note: Suspect Bennett's escape from the rear seat of the patrol vehicle was video recorded by Sergeant [redacted] The video recording is included in this case book, see **Exhibit A.**

Deputy Billoups and Deputy Edwards pursued Suspect Bennett on foot and quickly tackled him in the second front yard located at [redacted] East Denwall Drive.

IAB NOTE: The location of the traffic stop and the front yard of [redacted] East Denwall Drive was video recorded by Carson Station Sergeant John Steele. The video recording is included in this case book, see **Exhibit A.**

IAB NOTE: On December 12, 2012 Carson Station Detective Dion Ingram photographed the front yard of [redacted] East Denwall Drive and portions of the surrounding neighborhood. These photographs are included with this case book, see **Exhibit A**. Printed copies of these photographs are also included with this case book, see **Exhibit C**. Detective Ingram submitted a supplemental report documenting his actions and observations in a supplemental report submitted under URN# 912-13038-1615-055, **see Exhibit L**.

Deputy Billoups grabbed Suspect Bennett's jacket as Deputy Edwards tackled Suspect Bennett's legs, causing him to fall to the ground. Suspect Bennett took Deputy Billoups' radio and threw it to the ground. Suspect Bennett struggled with the deputies, including Deputy [redacted] and Sergeant [redacted] who were also present and involved in the struggle. Deputy Billoups and Deputy Edwards continued to order Suspect Bennett to stop fighting as they attempted to control his arms.

Suspect Bennett ignored their orders and attempted to roll onto his side and stand up. Deputy Billoups attempted to apply a carotid restraint against Suspect Bennett, however his attempt was unsuccessful. Suspect Bennett continued to struggle with the deputies and Sergeant [redacted]. Deputy Edwards remained directly involved in the struggle between Deputy Billoups and Suspect Bennett. During the struggle he straddled Suspect Bennett's back and attempted to place the suspect's left arm behind his back. At one point he saw Suspect Bennett place his hand on a can of oleoresin capsicum spray that had fallen from a deputy's gun belt onto the grass.

IAB Note: At the time Deputy Edwards prepared his supplemental report he was not aware of who the canister of oleoresin capsicum spray belonged to. The canister of oleoresin capsicum spray may have belonged to Deputy [redacted] who may have temporarily lost her oleoresin capsicum spray during the incident.

Fearing Suspect Bennett would use the oleoresin capsicum spray against the deputies; Deputy Edwards punched Suspect Bennett on his face. This caused the suspect to release the oleoresin capsicum spray.

During the struggle Deputy Billoups felt suspect Bennett pulling on his holstered duty weapon and heard Deputy Edwards yell, "Billoups he's going for your gun!" Deputy Edwards warned Deputy Billoups that Suspect Bennett was grabbing his duty weapon as he simultaneously punched the suspect in the face several times. Deputy Billoups knocked Suspect Bennett's hand off his weapon using his right hand. Deputy Billoups un-holstered his sidearm and placed it to Suspect Bennett's head preparing to contact shoot him. Deputy Billoups realized his backdrop was not clear and did not shoot. Instead, Deputy Billoups re-holstered his duty weapon, rose to his knees and delivered three knee strikes to the right side of Suspect Bennett's face.

Suspect Bennett continued to struggle and kicked Sergeant [redacted] who was trying to control the suspect's legs. In an effort to gain compliance from Suspect Bennett, Deputy Billoups punched him six times on the right side of his face.

Suspect Bennett concealed both hands under his upper body as Deputy Edwards struggled to control the suspect's right hand. Deputy Edwards punched Suspect Bennett on the abdomen four to five times in an effort to gain compliance. Deputy [redacted] and Deputy [redacted] arrived and placed a hobble restraint around Suspect Bennett's legs. Eventually Deputy [redacted] who was now involved in the struggle, and Deputy [redacted] gained control of the suspect's arms and placed them behind his back. Deputy [redacted] and Deputy [redacted] handcuffed Suspect Bennett. Suspect Bennett was treated by paramedics at the scene for facial injuries. Suspect Bennett was transported to Harbor UCLA Medical Center where he was treated for a fracture to his right medial orbital wall. He was treated and released from the hospital. Suspect Bennett was eventually booked at the Carson Sheriff Station.

IAB NOTE: Suspect Bennett's injuries were photographed on December 9, 2012 by Carson Station personnel. These photographs are included with this case book, see **Exhibit A**. Printed copies of these photographs are also included with this case book, see **Exhibit D**.

After Suspect Bennett was handcuffed, Deputy Billoups lost consciousness twice. Deputy Billoups was treated at the scene by paramedics for exhaustion. He was transported to the Torrance Memorial Medical Center where he was treated for exhaustion. Deputy Billoups was released from the Torrance Memorial Medical Center and returned to full duty.

INVOLVED PERSONNEL:

Billoups Jr., Larry - Deputy, #[redacted]
Carson Station
Unit #168T
Field Operations Region II

Date of Employment:	09-14-05
Date Assigned to CAS:	05-18-08
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	

Edwards, John H. - Deputy, #[redacted]
Carson Station
Unit #165A
Field Operations Region II

Date of Employment: 11-02-00

Date Assigned to CAS: 12-16-07
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

[redacted] - Deputy, #[redacted]
Carson Station
Unit #164T1
Field Operations Region II

Date of Employment: 05-20-99
Date Assigned to CAS: 06-10-07
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

[redacted] - [redacted] #[redacted]
Carson Station
Unit #160S
Field Operations Region II

Date of Employment: 12-09-80
Date Assigned to CAS: 09-02-12
Prior Shooting Incident(s): 11-05-94
Prior Founded Force Incidents: 08-05-98

[redacted] - Deputy, #[redacted]
Carson Station
Unit #169A1
Field Operations Region II

Date of Employment: 05-24-06
Date Assigned to CAS: 10-21-12
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

[redacted] - Deputy, #[redacted]
Carson Station
Unit #164A1
Field Operations Region II

Date of Employment: 01-17-02
Date Assigned to CAS: 12-05-10
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

[redacted] - Deputy, #[redacted]
Carson Station
Unit #168A
Field Operations Region II

Date of Employment:	10-01-98
Date Assigned to CAS:	04-01-12
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	[redacted]

[redacted] - Deputy, #[redacted]
Carson Station
Unit #169A1
Field Operations Region II

Date of Employment:	08-27-99
Date Assigned to CAS:	01-27-08
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	[redacted]

INVOLVED SUSPECT:

Bennett, Jerome MB/28 Booking #3395132
DOB: 08-29-84
[redacted]
Booking Charges: 245(c) (2) P.C.; 69 P.C.; 273.5(a) P.C.

Criminal History: CII #[redacted]

[redacted]

DEPUTY WITNESSES:

No deputy witnesses, all sworn personnel at the incident were **Involved Employees**.

NON DEPARTMENT WITNESS:

Doctor [redacted] was interviewed on May 6, 2013, at approximately 1113 hours by Sergeants Romeo Ingreso and David Ladjevic from the Internal Affairs Bureau. The interview took place in the emergency room of Harbor General Hospital and was digitally recorded and transcribed. For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of Witness [redacted] interview. Doctor [redacted] stated on December 9, 2012 he was a [redacted] physician working in the emergency room of Harbor General Hospital. Doctor [redacted] was shown a booking photograph of Suspect Bennett.

Doctor [redacted] stated he remembered treating Suspect Bennett for facial injuries. Doctor [redacted] stated Suspect Bennett was treated for injuries to his right eye. The booking photograph depicted swelling and a laceration under the right eye of Suspect Bennett. I, Sergeant Romeo Ingreso explained to Doctor [redacted] Suspect Bennett was punched and received several knee strikes to the right side of his face during an arrest. Doctor [redacted] stated the punches and knee strikes could have caused the injuries to Suspect Bennett, but added he is not a forensic expert. Doctor [redacted] did not recall treating Suspect Bennett for any other injuries.

Doctor [redacted] described Suspect Bennett as a "big" guy approximately 6'2" tall weighing over 200 pounds. When Doctor [redacted] was describing Suspect Bennett he flared his arms out, mimicking Suspect Bennett's build. Doctor [redacted] remembered Suspect Bennett being angry while he was treated.

[redacted] **MB/**[redacted] resides at [redacted] in the city of [redacted]. He was interviewed on December 9, 2012, at approximately 1711 hours by Carson Station Sergeant John Steele. The interview was video recorded and a copy of the video is included with this case, see **Exhibit A.** For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of Witness [redacted] interview.

Witness [redacted] said he was inside his house at his front window when he saw several deputies outside. He described the deputies as a female deputy, a smaller deputy who was later injured and a larger deputy. He said the deputies opened the back door of the patrol car when the suspect rushed out of the vehicle and began swinging punches at the deputies. Witness [redacted] said the deputies tried to grab him and stop him from swinging. Witness [redacted] said he lost sight of the deputies and the suspect for a short time as he walked outside his house. Witness [redacted] exited his home and saw the suspect struggling against the deputies. He also saw a sergeant calling for help using his radio. He said some deputies were trying to control the suspect's torso while the sergeant was trying to hold his legs. He said the sergeant tried to control the suspect's legs to keep from being kicked by the suspect. Witness [redacted] said the suspect was kicking but he did not observe the suspect throw any punches while struggling on the ground. Witness [redacted] did not see the deputies deliver any punches or use any less lethal weapons. Witness [redacted] estimates the entire struggle lasted approximately ten minutes.

Witness [redacted] said he saw a deputy sit down against a car and described him being short of breath. Witness [redacted] said he was unsure if the suspect was fighting to get away, but definitely knew he was "just fighting". Witness [redacted] said he believed the deputies acted appropriately during the struggle.

[redacted] **FB/**[redacted] resides at [redacted] in the city of [redacted] She was interviewed on December 9, 2012 at approximately 1719 hours by Carson Station Sergeant John Steele. The interview was video recorded and a copy of the video is included with this case, see **Exhibit A.** For the verbatim interview see the transcribed interview which is included with this case.

The following is a summary of Witness [redacted] interview.

Witness [redacted] stated earlier that morning she was upset and involved in an argument with her [redacted] (Suspect Bennett). Witness [redacted] stated she suffers from Epilepsy and causes herself to induce seizures and convulsions when she is upset. Suspect Bennett tried to calm her by grabbing her face and telling her to breathe. Witness [redacted] stated Suspect Bennett grabbed her with his hand and caused several scratches to her face.

Witness [redacted] said she and Suspect Bennett were driving to a friend's house when Suspect Bennett became upset and began hitting the seat. She stated the deputy (Deputy Billoups) believed Suspect Bennett was hitting her. Witness [redacted] described the struggle between Suspect Bennett and deputies. She heard Suspect Bennett scream for help and she yelled at him to stop moving. Witness [redacted] stated she began approaching the struggle but was told not to become involved. Witness [redacted] continued screaming for Suspect Bennett not to move. Witness [redacted] said she saw a deputy punch Suspect Bennett two to three times on the abdomen. Witness [redacted] believed Suspect Bennett was lying on his side when he was punched because she heard deputies telling him to turn over and lay on his stomach. At this point Witness [redacted] began crying. Witness [redacted] took her [redacted] into a neighboring house to use the restroom and then returned outside. When Witness [redacted] returned outside she saw Suspect Bennett struggling with the deputies. Witness [redacted] did not believe Suspect Bennett was handcuffed when she returned outside.

[redacted] **FW/** [redacted] resides at [redacted] in the city of [redacted]. She was interviewed on April 16, 2012 at approximately 1100 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Carlos Ybarra. The interview was digitally recorded and transcribed. For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of Witness [redacted] interview.

Witness [redacted] stated on December 9, 2012 she observed an arrest take place in the front yard of [redacted] Denwall Drive. The residence at [redacted] Denwall Drive is just [redacted] and [redacted] of Witness [redacted] home. Witness [redacted] said she observed Suspect Bennett struggling and fighting with approximately five to six deputies on the front lawn. Witness [redacted] stated a woman screamed for the suspect to stop fighting the deputies repeatedly to the suspect.

> **IAB NOTE:** On December 9, 2012 Deputy John Haynes # [redacted] attempted to contact the resident at [redacted] at 1655 and 1715 hours, after learning the home was equipped with surveillance cameras. Deputy Haynes observed surveillance cameras at the home but the residents did not answer the door. Deputy Haynes documented his actions and observations in a supplemental report submitted under URN# 912-13038-1615-055, **see Exhibit M**.

Deputy Angela Johnson #[redacted] also canvassed the neighborhood for witnesses to the incident. She documented her actions and observations in a supplemental report submitted under URN# 912-13038-1615-055, **see Exhibit O**.

Witness [redacted] stated at one point the female accompanying Suspect Bennett left and took a female child into a residence to use the restroom. Witness [redacted] stated she believed the suspect was trying to escape. She stated she did not see any deputies punch or kick Suspect Bennett. She described the struggle between Suspect Bennett and deputies as "flailing" but added she did not see the entire incident. Witness [redacted] stated her home is equipped with a home surveillance system with video cameras facing [redacted] and [redacted] She stated her home surveillance system did not capture the arrest on December 9, 2012.

IAB Note: The front lawn of [redacted] is located [redacted] of Witness [redacted] home. At the time of her interview none of the surveillance cameras faced south east. On April 16, 2013 Sergeant Romeo Ingreso photographed surveillance cameras installed on Witness [redacted] home. These photographs are included with this case book, see **Exhibit A**. Printed copies of these photographs are also included with this case book, see **Exhibit C**.

INVOLVED EMPLOYEE STATEMENTS:

[redacted] was interviewed on April 29, 2013, at 1235 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and David Ladjevic. The interview was conducted at the Carson Sheriff Station. The interview was digitally recorded and transcribed. For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of his interview.

[redacted] has been assigned to the Carson Sheriff Station since September 2012 as a [redacted] was advised of his right to representation prior to the interview. [redacted] White chose not to exercise his right to representation and agreed to participate in the interview without his attorney present.

On December 9, 2012 Sergeant [redacted] was assigned to the Carson Sheriff Station as a field sergeant. His unit identifier was 160S and he was driving a marked black and white Chevrolet Tahoe. He began his shift at [redacted] hours and ended his shift at [redacted] on December 10, 2012. Sergeant [redacted] said during his shift he drove to [redacted] East Denwall Drive in the city of Carson to assist Deputy Billoups with a possible assault investigation. When Sergeant [redacted] arrived he saw Suspect Bennett detained in the back seat of Deputy Billoups' patrol car. Sergeant [redacted] said Suspect Bennett was not handcuffed when he arrived. He also saw the [redacted] assault victim (Witness [redacted]) and [redacted] child.

Sergeant [redacted] spoke with Deputy Billoups about the [redacted] assault investigation. Deputy Billoups told Sergeant [redacted] he stopped the suspect after seeing the suspect possibly punching the victim who was seated in the rear seat. Deputy Billoups described the suspect as belligerent and hostile during the investigation. During this conversation Sergeant [redacted] and Deputy Billoups were the only sworn personnel on scene, however Deputy John Edwards and [redacted] arrived soon after.

Sergeant [redacted] said he and the deputies had not yet discussed a plan to physically arrest Suspect Bennett. Sergeant [redacted] said Deputy Billoups continued his investigation while he spoke to the Carson Sheriff Station Watch Commander on the telephone. The Watch Commander was Sergeant Brian Stover who was at the Carson Sheriff Station.

IAB Note: [redacted]

As Sergeant [redacted] was explaining the situation to Sergeant Stover, Deputy Billoups was now accompanied by Deputy John Edwards and [redacted]. Sergeant [redacted] stated he was considering and assembling a plan of action when Deputy Billoups and Deputy Edwards opened the back door to the patrol car. Later in the interview, Sergeant [redacted] described this plan as summoning additional deputies to emphasize a show of force to the suspect. The plan included speaking with the suspect in an effort to calm him and video recording this process. He also described the possibility of deploying Oleoresin Capsicum spray and possibly a Taser to gain compliance. Sergeant [redacted] said he explained this plan to Deputy Billoups, Edwards and [redacted] in a later debriefing of the incident.

Sergeant [redacted] said while he was inside his patrol vehicle speaking to Sergeant Stover, Deputy Billoups opened the rear door of the patrol car and began speaking with Suspect Bennett. Sergeant [redacted] said this was not pre-planned. Sergeant [redacted] said he retrieved his video camera and entered Deputy Billoups patrol vehicle through the front driver's side door and began video recording the incident. Sergeant [redacted] video recorded the incident for approximately 20 seconds before the suspect escaped from the patrol car and ran away.

Sergeant [redacted] said at the time of the incident he did not know why Deputy Billoups opened the patrol car door. Sergeant [redacted] discovered later during a debriefing, Deputy Billoups began speaking to Suspect Bennett while he was speaking with Sergeant Stover on the telephone. Deputy Billoups apparently began calming the suspect who appeared willing to cooperate with Deputy Billoups. Sergeant [redacted] said Deputy Billoups possessed good communications skills when interacting with the public. Sergeant [redacted] characterized Deputy Billoups as a deputy he would involve in conflict resolution incidents involving members of the public.

Sergeant [redacted] stated Suspect Bennett pushed Deputy Billoups and escaped from the patrol car. Sergeant [redacted] said Deputy Billoups, Deputy [redacted] and Deputy Edwards chased Suspect Bennett through two front yards. Sergeant [redacted] turned off the video camera and threw it onto the lawn. He said Suspect Bennett was taken to the ground by Deputy Edwards and Deputy Billoups. Sergeant [redacted] intitated an emergency radio transmission broadcasting deputies were now involved in a fight.

IAB Note: A Compact Disc containing radio transmissions from Sergeant [redacted] and other involved employees was submitted with this investigation see, **Exhibit B**.

Sergeant [redacted] immediately involved himself in the struggle with the suspect trying to control the suspect's legs. Sergeant [redacted] stated he did not see any of the involved deputies strike the suspect on the head or face or place their duty weapons to his head. Sergeant [redacted] did not witness any of the head strikes or placement of duty weapons due to his body positioning and having his head turned away. Sergeant [redacted] stated he heard Deputy [redacted] warn Deputy Billoups the suspect was grabbing his duty weapon. Sergeant [redacted] related at that moment he believed the suspect was trying to disarm Deputy Billoups. Sergeant [redacted] stated he was fearful either a deputy sheriff or himself maybe be shot during the struggle. Sergeant [redacted] stated a deputy sheriff eventually placed a "hobble" restraint around the suspect's legs but did not remember who it was.

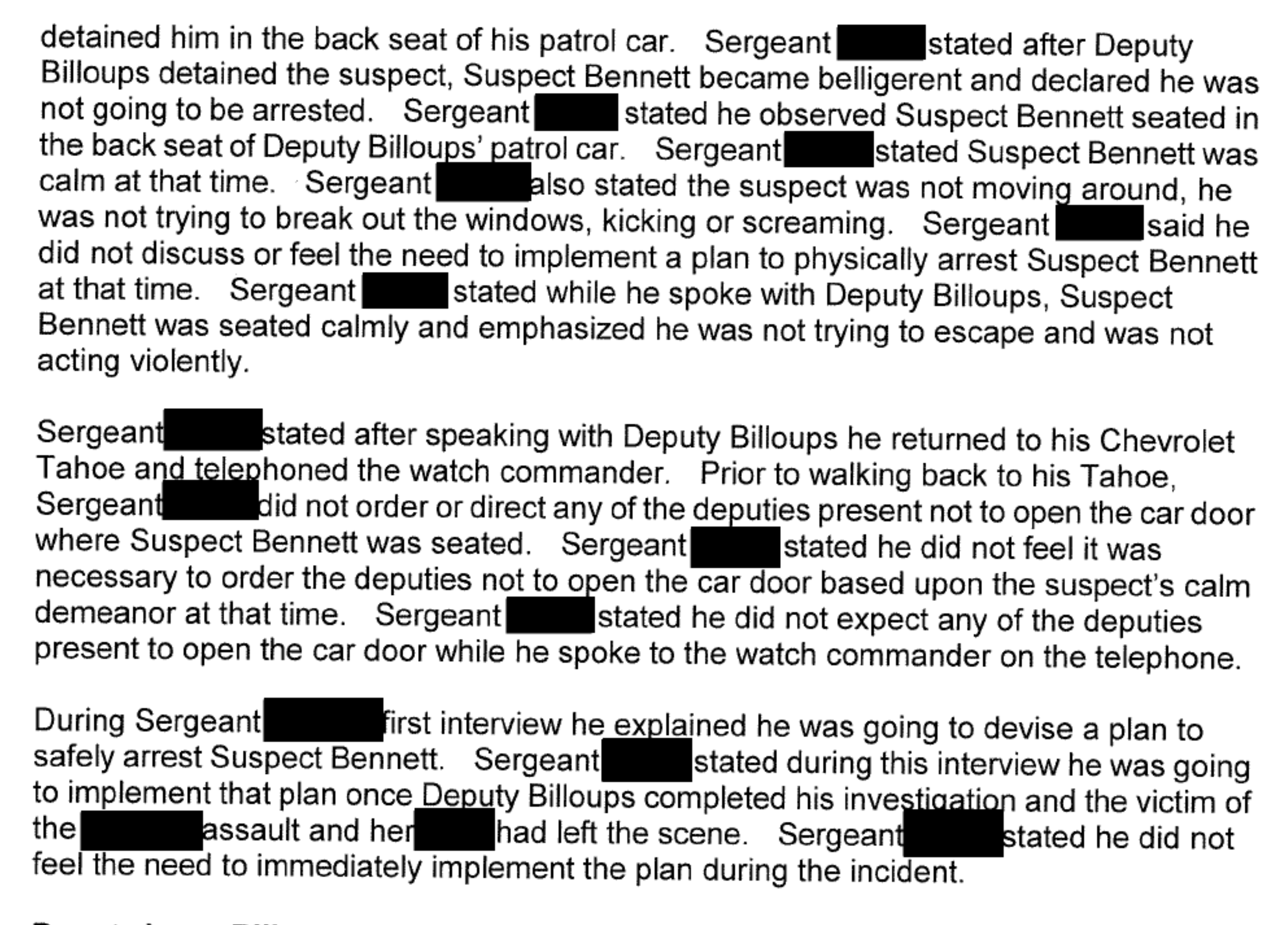
Sergeant [redacted] described the struggle in detail and believed the deputies had difficulty restraining the suspect due to the suspect's size and strength. Sergeant [redacted] did not believe Deputy Billoups could have safely detained the suspect without the aid or assistance of additional personnel. Sergeant [redacted] based this opinion on the suspect's size, strength and demeanor. Sergeant [redacted] described the suspect as intent on escaping during the struggle.

Sergeant [redacted] said he was kicked twice, possibly three times by the suspect while he was trying to control his legs. Sergeant [redacted] stated he held onto the suspect's legs for approximately four minutes during the struggle.

Sergeant [redacted] documented his observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit E**.

Sergeant [redacted] was interviewed again on July 12, 2013, at 1108 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Scott Graham. The interview was conducted at the Carson Sheriff Station. The interview was digitally recorded and transcribed. For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of his interview.

The purpose of this interview was to clarify the conversation between Sergeant [redacted] and Deputy Billoups and to determine if Sergeant [redacted] had ordered any of the involved deputies not to open the car door where Suspect Bennett was seated. Sergeant [redacted] stated Deputy Billoups told him he observed Suspect Bennett assault his [redacted] and he



detained him in the back seat of his patrol car. Sergeant [redacted] stated after Deputy Billoups detained the suspect, Suspect Bennett became belligerent and declared he was not going to be arrested. Sergeant [redacted] stated he observed Suspect Bennett seated in the back seat of Deputy Billoups' patrol car. Sergeant [redacted] stated Suspect Bennett was calm at that time. Sergeant [redacted] also stated the suspect was not moving around, he was not trying to break out the windows, kicking or screaming. Sergeant [redacted] said he did not discuss or feel the need to implement a plan to physically arrest Suspect Bennett at that time. Sergeant [redacted] stated while he spoke with Deputy Billoups, Suspect Bennett was seated calmly and emphasized he was not trying to escape and was not acting violently.

Sergeant [redacted] stated after speaking with Deputy Billoups he returned to his Chevrolet Tahoe and telephoned the watch commander. Prior to walking back to his Tahoe, Sergeant [redacted] did not order or direct any of the deputies present not to open the car door where Suspect Bennett was seated. Sergeant [redacted] stated he did not feel it was necessary to order the deputies not to open the car door based upon the suspect's calm demeanor at that time. Sergeant [redacted] stated he did not expect any of the deputies present to open the car door while he spoke to the watch commander on the telephone.

During Sergeant [redacted] first interview he explained he was going to devise a plan to safely arrest Suspect Bennett. Sergeant [redacted] stated during this interview he was going to implement that plan once Deputy Billoups completed his investigation and the victim of the [redacted] assault and her [redacted] had left the scene. Sergeant [redacted] stated he did not feel the need to immediately implement the plan during the incident.

Deputy Larry Billoups was interviewed on May 9, 2013, at 1248 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy Billoups was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy Billoups has been assigned to the Carson Sheriff Station for approximately five years. On December 9, 2012, Deputy Billoups was assigned to the Carson Sheriff Station as patrol unit 168T during the A.M. shift. Deputy Billoups was working alone and was not assigned a partner. At approximately 1610 hours, Deputy Billoups observed a blue four door Chevrolet Monte Carlo at the intersection of Leapwood Avenue and Del Amo Boulevard. While the vehicle traveled north bound on Leapwood Avenue through Del Amo Boulevard, Deputy Billoups observed the driver (Suspect Bennett) leaning back in the driver's seat striking someone or something in the backseat with one of his hands. Suspect Bennett was holding the steering wheel with one hand and striking towards the backseat with his other hand when he swerved, almost striking the curb. Deputy Billoups stated Suspect Bennett was yelling and appeared aggravated. Believing he may have observed a battery, Deputy Billoups conducted a traffic stop of the vehicle.

Deputy Billoups contacted Suspect Bennett and discovered two female passengers in the back seat. The passengers were [redacted] and her [redacted] Deputy Billoups described Suspect Bennett as angry, gripping the steering wheel and yelling at the rear passengers. [redacted] was seated in the rear passenger seat on the driver's side. Her [redacted] was seated in the rear passenger seat on the passenger side and was sleeping in a child safety restraint seat. Deputy Billoups noticed [redacted] was crying and had scratches on her face. Believing Suspect Bennett may have assaulted [redacted] Deputy Billoups detained Suspect Bennett in the rear seat of his patrol car and began a domestic violence investigation. Suspect Bennett was not handcuffed while detained in the back seat of the patrol car.

Deputy Billoups conducted his domestic violence investigation and determined Suspect Bennett had assaulted [redacted] earlier that morning. Deputy Billoups requested the presence of a female deputy to aid in his investigation. Deputy [redacted] arrived at the location a short time later and remained alongside [redacted] Deputy Billoups returned to his patrol car and began speaking with Suspect Bennett who remained detained in the back seat. Deputy Billoups stated as he spoke with Suspect Bennett, the suspect became angry and denied assaulting [redacted] Suspect Bennett began shouting and told Deputy Billoups he was crazy. During the conversation Deputy Billoups told Suspect Bennett he was going to be arrested. Suspect Bennett declared he was not going jail and told Deputy Billoups he would have to kill him to arrest him. Deputy Billoups exited his patrol car, leaving Suspect Bennett detained in the rear seat. Based upon Suspect Bennett's statements, Deputy Billoups requested the aid of Sergeant [redacted] and Deputy John Edwards.

Sergeant [redacted] and Deputy Edwards arrived at the location a short time later. Sergeant [redacted] spoke with Suspect Bennett through the security screen of the patrol car. As Suspect Bennett spoke with Sergeant [redacted] he appeared frustrated but not violent or aggressive. After speaking with Suspect Bennett, Sergeant [redacted] exited the patrol car and spoke with Deputy Billoups briefly. Deputy Billoups told Sergeant [redacted] it was his intention to arrest Suspect Bennett with the aid of Deputy Edwards and Deputy [redacted] Sergeant [redacted] returned to his patrol vehicle to retrieve his camera.

Deputy Billoups stated Suspect Bennett remained seated in the back of his patrol car for approximately ten (10) minutes during the entire incident. Deputy Billoups believed although Suspect Bennett was upset and frustrated over the possibility of being arrested, he appeared to accept the situation as time elapsed. Deputy Billoups told Deputy [redacted] and Deputy Edwards he was going to give Suspect Bennett commands while seated in the back seat. Deputy Billoups and Deputy Edwards approached the front passenger side window and began issuing commands to Suspect Bennett. Deputy Billoups told Suspect Bennett to turn around and place his feet on the bench.

IAB Note: As Deputy Billoups described the commands he issued to Suspect Bennett, he physically demonstrated Suspect Bennett's response to each command.

Deputy Billoups' demonstration included turning to his left and placing his hands behind his back as he was seated in a swiveling chair.

Sergeant [redacted] was now standing alongside the driver's side of the patrol car. Deputy Billoups believed Suspect Bennett's response to his commands was a gesture of compliance and he was cooperating. Deputy Billoups also stated as Suspect Bennett turned and placed his hands behind his back, he sighed deeply as if accepting the situation and displaying a sign of submission. Deputy Billoups opened the car door to handcuff Suspect Bennett. Suddenly Suspect Bennett turned towards Deputy Billoups and placed his right foot in the frame of the car door and placed his left foot on the transmission block. Deputy Billoups ordered Suspect Bennett to place his foot in the back inside the car and to turn around and place his hands behind his back. Suspect Bennett refused and turned, leaning his body towards Deputy Billoups. Deputy Billoups administered a two second burst of oleoresin capsicum spray into Suspect Bennett's face.

Deputy Billoups stated the suspect propelled himself out of the vehicle, pushing Deputy Billoups backward and out of the way. Deputy Billoups stated his application of oleoresin capsicum spray was not effective and did not prevent Suspect Bennett from escaping. Deputy Billoups stated Suspect Bennett ran past him and into a residential driveway. Deputy Billoups pursued Suspect Bennett on foot grabbing onto his jacket. Suspect Bennett shed his jacket and continued running. Deputy Billoups grabbed onto Suspect Bennett's shirt while Deputy Edwards tackled the suspect around the legs. Deputy Billoups, Deputy Edwards and the suspect fell onto the front lawn of [redacted] East Denwall Drive. Suspect Bennett began struggling with Deputy Edwards and Deputy Billoups.

Deputy Billoups stated Suspect Bennet took his radio from him and threw it on the lawn. Deputy Edwards and Deputy Billoups attempted to take control of Suspect Bennett's arms while ordering the suspect to stop fighting. Suspect Bennett tried to push himself up but Deputy Billoups and Deputy Edwards pulled his arms apart. Deputy Billoups stated he saw Suspect Bennett grab Deputy [redacted] hand as she was preparing to deploy her canister of oleoresin capsicum spray. Deputy Billoups stated he ordered Suspect Bennett to stop fighting and heard Deputy [redacted] shouting at Suspect Bennett to release her wrist. Deputy Billoups stated he had oleoresin capsicum spray sprayed into his mouth. He was unable to determine if Deputy [redacted] deployed her oleoresin capsicum spray or if Suspect Bennett caused it to discharge. Deputy Billoups attempted to apply the carotid restraint upon Suspect Bennett. While attempting to apply the carotid restraint, Deputy Billoups felt the right side of his body being pulled backwards. Deputy Billoups also stated the attempted application of the carotid restraint had no effect upon Suspect Bennett. Deputy Billoups initially believed Deputy Edwards was bumping into his hip. Deputy Billoups heard Deputy Edwards warn him the suspect was going for his gun. Deputy Billoups looked at his holster and saw Suspect Bennett's hands on the grip of his duty weapon. Deputy Billoups said when he saw Suspect Bennett attempting to gain control of his duty weapon he believed he was now involved in a fight for his life.

Deputy Billoups used his right hand to knock Suspect Bennett's hand off of his duty weapon. After maintaining control of his duty weapon, Deputy Billoups canted his body upwards. Deputy Billoups said he drew his duty weapon and placed it to Suspect Bennett's head in preparation to contact shoot him. Deputy Billoups did not fire his duty weapon because his backdrop was not clear and he feared shooting either Deputy Edwards or Deputy [redacted] Deputy Billoups stated his duty weapon felt heavy in his hand when he drew it. Deputy Billoups said during the struggle he and his fellow deputies appeared winded and tired while Suspect Bennett remained strong and determined. Deputy Billoups rose to his knees and delivered a series of three knee strikes to the right side of the suspect's face. Deputy Billoups stated he assessed the effectiveness of each knee strike. Deputy Billoups said the first knee strike slightly stunned the suspect. Deputy Billoups delivered a second and third knee strike allowing Deputy Edwards to gain control of the suspect's left arm.

After Deputy Edwards had control of the suspect's left arm, Deputy Billoups saw Suspect Bennett kick Sergeant [redacted] twice. Deputy Billoups said Sergeant [redacted] was holding onto the suspect's legs. Deputy Billoups stated he punched Suspect Bennett six times upon his face. After each individual punch, Deputy Billoups ordered the suspect to stop fighting and reassessed the situation. Deputy Billoups stated after he punched the suspect the sixth time, Suspect Bennett finally complied with his orders and stopped fighting. Deputy Billoups stated Sergeant [redacted] controlled the suspect's legs while Deputy [redacted] and Deputy Edwards eventually handcuffed Suspect Bennett.

Deputy Billoups stated after the incident he felt his chest tighten and he felt as if he was going to "pass out." Deputy Billoups described himself as "gassed" and "out of it" and even completed a radio transmission using the wrong unit identifier. He said he felt hot and fatigued and he remembered feeling light headed. Deputy Billoups said he lost consciousness as he was sitting on the push bar of a patrol car. Deputy Billoups said he was transported to Torrance Memorial Hospital by the McCormick Ambulance Company.

IAB NOTE: Deputy Billoups was accompanied in the ambulance by Deputy Mark P. Arana #[redacted] Deputy Glenn Nakasaki #[redacted] followed the ambulance until reaching Torrance Memorial Medical Center. The deputies documented their actions and observations in a supplemental report submitted under URN# 912-13038-1615-055, **see Exhibit N**.

Deputy Billoups estimated the struggle with Suspect Bennett lasted approximately four (4) minutes. Deputy Billoups stated he believed he could have sustained serious injury if he had attempted to physically arrest Suspect Bennett alone and he may have been propelled into a deadly force situation.

Towards the conclusion of the interview, Deputy Billoups clarified his state of mind when he opened the door to physically arrest Suspect Bennett. Deputy Billoups stated he believed Suspect Bennett was going to cooperate with his orders. Deputy Billoups

stated he would have not opened the car door if he believed the suspect was going to escape. Deputy Billoups stated if Suspect Bennett was striking the patrol car or was trying to escape, he would have done things differently. Deputy Billoups said he would have had additional less lethal weapons and a Taser present. Deputy Billoups said he believed when he opened the car door he was exploiting a moment when he believed Suspect Bennett was going to cooperate. Deputy Billoups also stated he has conducted hundreds of domestic violence investigations and has placed many suspects in the rear seat of his car. Deputy Billoups stated Suspect Bennett was the first suspect to escape from the back seat of his patrol car.

Deputy Billoups documented his observations and actions during this incident on an Incident Report submitted under URN #912-13038-1615-055, **see Exhibit F**.

Deputy John Edwards was interviewed on May 9, 2013, at 1211 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy Edwards was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy Edwards has been assigned to the Carson Sheriff Station for approximately five years. On December 9, 2012, Deputy Edwards was assigned to the Carson Sheriff Station as patrol unit 165A during the A.M. shift. Deputy Edwards was working alone and was not assigned a partner. Deputy Edwards stated he responded to the area of Denwall Drive and Enslow Street to assist Deputy Billoups with a spousal assault investigation. When Deputy Edwards arrived at the location he was met by Sergeant [redacted] Deputy [redacted] and Deputy Billoups. He also saw Suspect Bennett seated in the back seat of Deputy Billoups' patrol car. Deputy Edwards stated he eventually learned Suspect Bennett was not handcuffed while detained in the back seat.

Deputy Billoups told Deputy Edwards he was detaining a spousal assault suspect in his back seat. Deputy Billoups told Deputy Edwards the suspect was not going to cooperate and refused to be handcuffed. Deputy [redacted] and Sergeant [redacted] were present when the conversation between Deputy Billoups and Deputy Edwards took place. Deputy Edwards characterized the presence of Sergeant [redacted] as a precautionary step while dealing with Suspect Bennett. Deputy Edwards stated Suspect Bennett was asking why he was being arrested and was "pleading" with Deputy Billoups. Deputy Edwards stated even though Suspect Bennett questioned what was happening, he also described Suspect Bennett as calm at the same time.

Deputy Edwards said Suspect Bennett questioned why he was going to be arrested however displayed behavior indicating he had accepted the situation. Deputy Edwards estimated his time at the scene was spread out over a period of several minutes.

IAB NOTE: Deputy Edwards stated during the time he was present he remembered hearing Sergeant [redacted] saying, "Wait

let me get my camera." He remembered hearing Sergeant [redacted] saying this during the time he believed Suspect Bennett was going to cooperate.

Deputy Edwards did not see Suspect Bennett striking the patrol car or attempting to kick out the patrol car windows. Deputy Edwards did not display any indication he was going to escape from the back seat. Deputy Edwards stated Deputy Billoups eventually ordered Suspect Bennett to place his feet on the back seat and the suspect indicated he was complying. Deputy Edwards said Suspect Bennett appeared as if he was going to comply by turning his body away and placing his hands behind his back.

Deputy Edwards stated Deputy Billoups opened the car door and Suspect Bennett suddenly kicked his foot into the patrol car door well and no longer complied with Deputy Billoups' orders. Deputy Edwards stated Suspect Bennett began using profanity and said, "I am not going to fucking jail." Deputy Edwards believed Suspect Bennett was resistive and attempted to deploy his oleoresin capsicum spray against Suspect Bennett.

IAB NOTE: Deputy Edwards was standing alongside the passenger side of patrol car and attempted to deploy his oleoresin capsicum spray through the security screen separating the backseat and the front seat of the patrol car.

Deputy Edwards said his oleoresin capsicum spray did not properly deploy and Suspect Bennett propelled himself out of the backseat. Deputy Edwards described Suspect Bennett as large person who weighed approximately 300 pounds, standing five feet eleven inches tall. Deputy Edwards stated Suspect Bennett knocked Deputy Billoups back away from the car door and ran west on Denwall Drive. Deputy Edwards stated Deputy Billoups grabbed onto the suspect's sport coat and collar of his shirt. Deputy Edwards immediately came to the aid of Deputy Billoups and tackled the suspect around his legs, causing him to fall onto a front lawn.

Deputy Edwards said Deputy Billoups, Deputy [redacted] Sergeant [redacted] and himself were now involved in a struggle with Suspect Bennett. Deputy Edwards stated he saw Suspect Bennett try to retrieve a can of oleoresin capsicum spray that had fallen onto the lawn. Deputy Edwards stated Suspect Bennett deliberately grabbed the oleoresin capsicum spray and appeared ready to deploy it. Deputy Edwards ordered Suspect Bennett to stop fighting. Deputy Edwards now feared for his life and the lives of his fellow deputies at that moment. He believed if he and his fellow deputies were blinded or disabled by the oleoresin capsicum spray they would have been extremely vulnerable. Deputy Edwards ordered Suspect Bennett to stop fighting and then punched him on the left side of his face several times. These punches caused Suspect Bennett to release the oleoresin capsicum spray.

Deputy Edwards stated he saw Suspect Bennett make a deliberate attempt to take Deputy Billoups' holstered duty weapon. Deputy Edwards saw Suspect Bennett place

his right hand onto the hood of Deputy Billoups' duty holster. Deputy Edwards warned Deputy Billoups that Suspect Bennett was going for his duty weapon. Fearing that Suspect Bennett was going to arm himself with Deputy Billoups' duty weapon, Deputy Edwards punched Suspect Bennett in the face several times in quick succession. Deputy Edwards believed Suspect Bennett was going to arm himself and kill the deputies involved in the struggle.

Deputy Edwards said the struggle continued and he ordered Suspect Bennett to stop fighting and place his hands behind his back. Suspect Bennett was yelling, "Fuck you, fuck you" as Deputy Edwards struggled to gain control of his right hand. Deputy Edwards said Suspect Bennett was not tiring and showed no indication he was going to surrender. In an effort to gain compliance from Suspect Bennett, Deputy Edwards punched the suspect several times upon the abdomen. Deputy Edwards described his punches to Suspect Bennett's abdomen as an attempt to gain some type of control of the situation.

Deputy Edwards stated the struggle took place in very close quarters and he had no time or ability to deploy less lethal weapons such as a Taser or baton. Deputy Edwards said he chose not to use his baton because he felt he would have had to physically disengage Suspect Bennett to properly draw and use his baton. Deputy Edwards believed this would have caused him to momentarily lose control of Suspect Bennett. Deputy Edwards said he was equipped with an "Armament Systems Procedure" straight baton (ASP Baton) during the struggle. Deputy Edwards stated the entire struggle between Suspect Bennett and the deputies took place in close quarters. Deputy Edwards stated he felt as if the struggle continued for some time. Deputy Edwards said during a debriefing of the incident he later learned the incident lasted four minutes. Deputy Edwards stated he initially believed the incident lasted longer than four minutes because he was involved in such close combat.

Deputy Edwards described Suspect Bennett as a stocky powerful man. He said Suspect Bennett had huge arms, huge shoulders and huge legs. Deputy Edwards stated he believed Suspect Bennett was listed as 5'11" tall and weighing 285 pounds on his driver's license. Deputy Edwards stated Suspect Bennett had emotion and strength vested into the struggle. Deputy Edwards stated after seeing Suspect Bennett propel himself out of the patrol car and then pushing himself off the ground, he immediately believed he was involved in a very serious situation. Deputy Edwards stated Deputy [redacted] Deputy Billoups and Sergeant [redacted] may have been killed by Suspect Bennett if he had not been there and believed they could not have controlled the suspect without his aid. Deputy Edwards stated he was glad he was there. Deputy Edwards believed without his presence a deputy would have had their duty weapon taken away possibly killed. Deputy Edwards stated he would not have tried to physically detain Suspect Bennett alone without the aid of other deputies.

IAB NOTE: As Deputy Edwards was describing the struggle with Suspect Bennett and the possibility of a deputy being killed, he became visibly upset. When Deputy Edwards specifically mentioned the

possibility of Deputy [redacted] and Deputy Billoups being killed, he appeared extremely concerned. Deputy Edwards' visible emotional state continued to the conclusion of the interview.

Deputy Edwards stated Suspect Bennett was eventually handcuffed. Deputy Edwards stated Deputy Billoups told him he felt light headed. Deputy Edwards said he placed Deputy Billoups on the push bar of a patrol car. As Deputy Edwards spoke with Deputy Billoups he saw his head go limp and Deputy Billoups began sliding off of the patrol car. Deputy Edwards stated he and another deputy placed Deputy Billoups on the ground. Deputy Edwards stated paramedics began treating Deputy Billoups. As paramedics were treating Deputy Billoups, he lost consciousness again and his body went limp. Deputy Edwards stated he was shocked to see Deputy Billoups injured. Deputy Edwards said he was not sure if Deputy Billoups sustained internal injuries and described the entire event as "quite an experience."

Deputy Edwards documented his observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit G**.

Deputy [redacted] was interviewed on May 9, 2013, at 1136 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy [redacted] was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy [redacted] has been assigned to the Carson Sheriff Station for approximately 6 years. On December 9, 2012, Deputy [redacted] was assigned to the Carson Sheriff Station as patrol unit 164T1 during the P.M. shift. Deputy [redacted] was working alone and was not assigned a partner. Deputy [redacted] responded to the area of [redacted] East Denwall Drive to assist Deputy Billoups with a spousal assault investigation. Deputy [redacted] and Sergeant [redacted] arrived at the location simultaneously. Deputy [redacted] arrived and saw Suspect Bennett detained in the backseat of Deputy Billoups' patrol car. Deputy Billoups was speaking with a female Black near the vehicle he had stopped. Deputy [redacted] spoke with Deputy Billoups who told her the female Black was a spousal assault victim. Deputy Billoups asked Deputy [redacted] to accompany the spousal assault victim as he went to speak with the individual detained in his patrol car. Deputy [redacted] said the spousal assault victim also had a young [redacted] that was seated in the back seat of the vehicle.

Deputy [redacted] stated Deputy Edwards arrived at the scene while Deputy Billoups was going from car to car taking pictures. Deputy [redacted] said Deputy Billoups eventually finished his investigation and then informed the deputies and Sergeant [redacted] he was going to arrest Suspect Bennett for domestic violence. Deputy [redacted] said Deputy Edwards, Deputy Billoups and her walked to the passenger side of the patrol car while Sergeant [redacted] went to his Tahoe to retrieve his video camera. Deputy [redacted] stated Deputy Billoups began issuing commands to Suspect Bennett through the front passenger window. Deputy

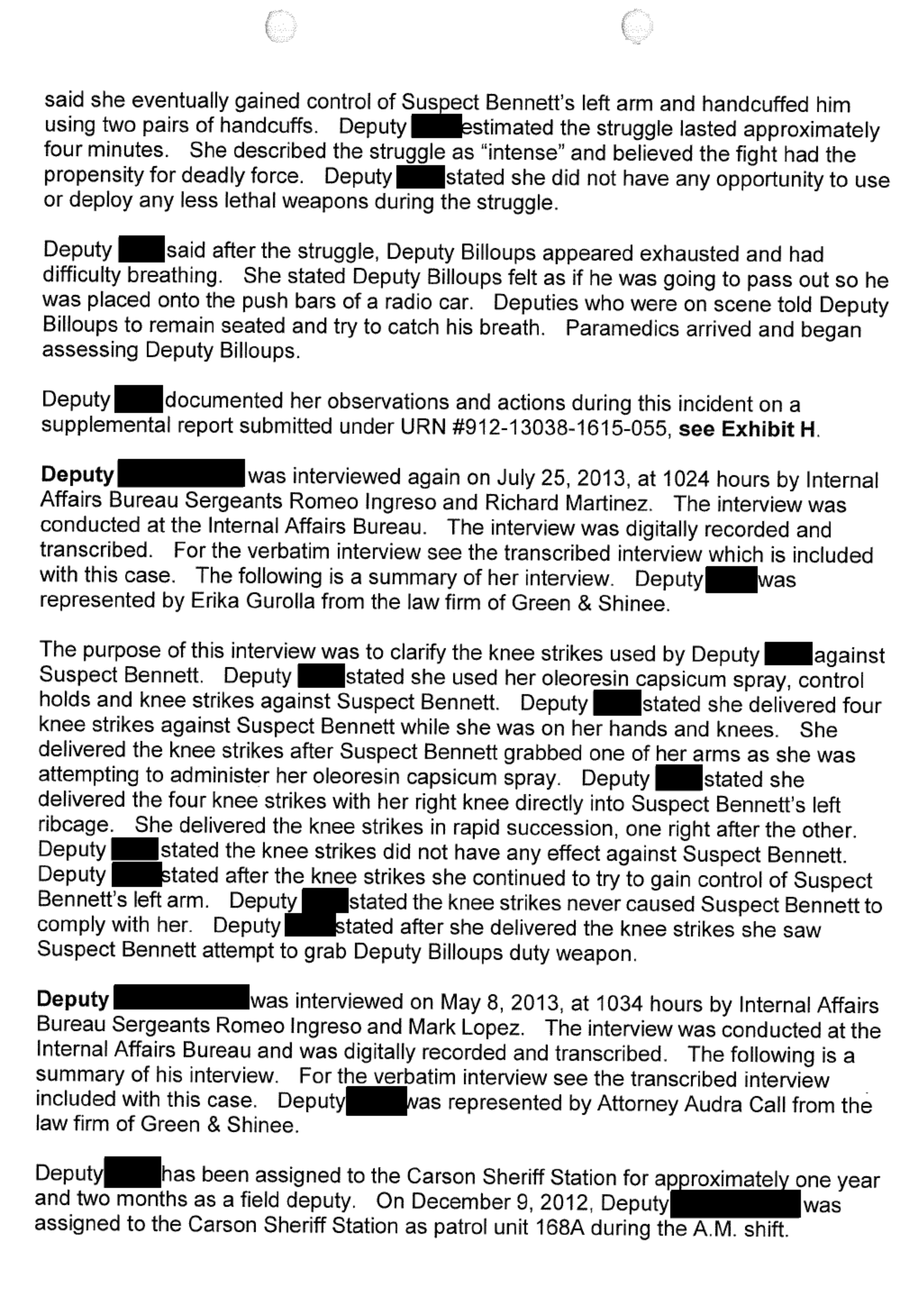
Billoups opened the rear passenger door and continued giving Suspect Bennett commands.

Deputy [redacted] stated Suspect Bennett did not give any indication he was going to escape or resist in the moments prior to Deputy Billoups opening the door. Deputy [redacted] said Deputy Billoups ordered Suspect Bennett to turn his body, place his hands behind his back and place his legs on the bench. At this time, Deputy [redacted] heard Suspect Bennett yell, "No." Deputy [redacted] said Suspect Bennett became aggressive and began questioning why he was going to jail. Deputy [redacted] stated she drew her oleoresin capsicum spray in anticipation of Suspect Bennett fighting with her and the deputies. Deputy [redacted] stated Deputy Billoups continued issuing orders to Suspect Bennett and then the suspect quickly pushed his way out of the backseat. Deputy [redacted] stated Suspect Bennett pushed Deputy Billoups out of the way and began running. Deputy [redacted] stated Deputy Billoups attempted to jump on the right side of the suspect as Deputy Edwards tackled Suspect Bennett around his legs. Suspect Bennett fell onto the front lawn of a residence.

Deputy [redacted] immediately attempted to gain control of Suspect Bennett's left arm. Deputy [redacted] said she and the other deputies were shouting orders to Suspect Bennett, commanding him to place his hands behind his back. Deputy [redacted] said Suspect Bennett did not comply with the orders and tried to push the deputies away. Deputy [redacted] stated Suspect Bennett tucked his arms underneath his body. Deputy [redacted] stated she attempted to administer an application of oleoresin capsicum spray when Suspect Bennett grabbed her left wrist and began pulling on her left arm. Deputy [redacted] said she could not administer the oleoresin capsicum spray because her canister was inverted. Deputy [redacted] stated she did not remember whether she holstered or dropped her canister of oleoresin capsicum spray.

Deputy [redacted] stated she saw Suspect Bennett place his hands on Deputy Billoups' holstered duty weapon. Deputy [redacted] said Suspect Bennett used his right arm to reach around the back of Deputy Billoups, trying to disarm him. Deputy [redacted] stated she yelled to Deputy Billoups warning him Suspect Bennett was trying to disarm him. Believing she or one of her fellow deputies could be shot and killed, Deputy [redacted] backed away, removed her duty weapon and prepared to contact shoot Suspect Bennett. Deputy [redacted] did not shoot Suspect Bennett because she was in close quarters and her backdrop was not clear. She feared shooting one of the other deputies involved in the struggle. Deputy [redacted] also stated she saw Deputy Billoups move away from the suspect and he still had possession of his duty weapon. Deputy [redacted] saw Deputy Edwards punch Suspect Bennett on the face after he tried to disarm Deputy Billoups.

Deputy [redacted] described Suspect Bennett as huge, 5'11" tall weighing 300 pounds. She described his build as large and his demeanor as very angry. Deputy [redacted] stated as the struggle continued Suspect Bennett was shouting profanity and yelling, however she could not remember exactly what he said. Deputy [redacted] described the suspect as having "superhuman strength." Deputy [redacted] stated the suspect "overpowered" the deputies during the struggle. She attributed this to the suspect's size and strength. Deputy [redacted]


said she eventually gained control of Suspect Bennett's left arm and handcuffed him using two pairs of handcuffs. Deputy [redacted] estimated the struggle lasted approximately four minutes. She described the struggle as "intense" and believed the fight had the propensity for deadly force. Deputy [redacted] stated she did not have any opportunity to use or deploy any less lethal weapons during the struggle.

Deputy [redacted] said after the struggle, Deputy Billoups appeared exhausted and had difficulty breathing. She stated Deputy Billoups felt as if he was going to pass out so he was placed onto the push bars of a radio car. Deputies who were on scene told Deputy Billoups to remain seated and try to catch his breath. Paramedics arrived and began assessing Deputy Billoups.

Deputy [redacted] documented her observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit H**.

Deputy [redacted] was interviewed again on July 25, 2013, at 1024 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Richard Martinez. The interview was conducted at the Internal Affairs Bureau. The interview was digitally recorded and transcribed. For the verbatim interview see the transcribed interview which is included with this case. The following is a summary of her interview. Deputy [redacted] was represented by Erika Gurolla from the law firm of Green & Shinee.

The purpose of this interview was to clarify the knee strikes used by Deputy [redacted] against Suspect Bennett. Deputy [redacted] stated she used her oleoresin capsicum spray, control holds and knee strikes against Suspect Bennett. Deputy [redacted] stated she delivered four knee strikes against Suspect Bennett while she was on her hands and knees. She delivered the knee strikes after Suspect Bennett grabbed one of her arms as she was attempting to administer her oleoresin capsicum spray. Deputy [redacted] stated she delivered the four knee strikes with her right knee directly into Suspect Bennett's left ribcage. She delivered the knee strikes in rapid succession, one right after the other. Deputy [redacted] stated the knee strikes did not have any effect against Suspect Bennett. Deputy [redacted] stated after the knee strikes she continued to try to gain control of Suspect Bennett's left arm. Deputy [redacted] stated the knee strikes never caused Suspect Bennett to comply with her. Deputy [redacted] stated after she delivered the knee strikes she saw Suspect Bennett attempt to grab Deputy Billoups duty weapon.

Deputy [redacted] was interviewed on May 8, 2013, at 1034 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy [redacted] was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy [redacted] has been assigned to the Carson Sheriff Station for approximately one year and two months as a field deputy. On December 9, 2012, Deputy [redacted] was assigned to the Carson Sheriff Station as patrol unit 168A during the A.M. shift.

Deputy [redacted] was working alone and was not assigned a partner. Deputy [redacted] responded to an assistance request at [redacted] East Denwall Drive where deputies were involved in a fight. When Deputy [redacted] arrived he saw Deputy Edwards straddling Suspect Bennett's back. As Deputy [redacted] approached, he heard Deputy Edwards ordering Suspect Bennett to give him his hands. Suspect Bennett did not comply with the orders and had his hands concealed underneath his chest. Deputy [redacted] could not see the suspect's hands as he approached. Deputy [redacted] approached the suspect along his right side and placed a firm grip on the suspect's right wrist. Deputy [redacted] guided the suspect's wrist and arm behind his back and placed a handcuff on his right wrist. Deputy [redacted] described the suspect as angry and upset.

Deputy [redacted] stated Deputy [redacted] applied another set of handcuffs onto suspect Bennett's left wrist and both he and Deputy [redacted] connected both sets of handcuffs together behind the suspect's back. Deputy [redacted] said when the handcuffs were applied Suspect Bennett was moving his body in a "wiggling" type motion. Deputy [redacted] stated two pairs of handcuffs were necessary because of the suspect's size. Deputy [redacted] stated deputies applied a "hobble" restraint upon the suspect and Deputy Edwards separated himself from the struggle. Deputy [redacted] described the suspect as 5'10" tall weighing approximately 250 pounds. He described the suspect as having a heavy build. The suspect was held in place until treated by paramedics.

After the struggle Deputy [redacted] saw Deputy Billoups lying against the front of a patrol car. Deputy [redacted] stated he did not believe Deputy Billoups could have cared for or defended himself as he lay against the patrol car. Deputy [redacted] stated he did not see injuries to other deputies and could not recall injuries to the suspect.

Deputy [redacted] documented his observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit I**.

Deputy [redacted] was interviewed on May 8, 2013, at 1018 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy [redacted] was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy [redacted] has been assigned to the Carson Sheriff Station for approximately six months as a field deputy. On December 9, 2012, Deputy [redacted] was assigned to the Carson Sheriff Station as patrol unit 169A1 during the P.M. shift. Deputy [redacted] was working with his [redacted] Deputy Harris. Deputy [redacted] and Deputy Harris responded to an assistance request at [redacted] East Denwall Drive where deputies were involved in a fight with Suspect Bennett. When Deputy [redacted] arrived he saw several deputies struggling with Suspect Bennett who was lying face down on a front lawn. Deputy [redacted] observed Sergeant [redacted] trying to control Suspect Bennett's legs. Suspect Bennett was kicking his legs and feet up and down as Sergeant [redacted] wrapped both his arms around the suspect's legs.

Deputy [redacted] stated when Suspect Bennett kicked his legs, this caused Sergeant [redacted] to move and lift off of the ground. Deputy [redacted] crossed Suspect Bennett's ankles and placed a "hobble restraint" system around them. Deputy [redacted] tightened the "hobble restraint" using the hobble clip. Deputy [redacted] stated the application of the "hobble restraint" prevented Suspect Bennett from kicking and thrashing his legs. Deputy [redacted] did not observe either Deputy Edwards or Deputy Billoups strike suspect Bennett on the face.

After the struggle, Deputy [redacted] saw paramedics rendering aid to Deputy Billoups. Deputy [redacted] did not see Deputy Billoups lose consciousness nor could he describe Deputy Billoups' medical condition. Deputy [redacted] described the suspect as a large person weighing approximately 300 pounds. Deputy [redacted] stayed focused on the lower part of the suspect's body and did not observe who or how the suspect was handcuffed. Deputy [redacted] stated when the incident occurred he was completing [redacted] and at the time of this interview was completing [redacted].

Deputy [redacted] documented his observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit J**.

Deputy [redacted] was interviewed on May 9, 2013, at 1050 hours by Internal Affairs Bureau Sergeants Romeo Ingreso and Mark Lopez. The interview was conducted at the Internal Affairs Bureau and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy [redacted] was represented by Attorney Audra Call from the law firm of Green & Shinee.

Deputy [redacted] has been assigned to the Carson Sheriff Station for approximately two and one half years as a field deputy. On December 9, 2012, Deputy [redacted] was assigned to the Carson Sheriff Station as patrol unit 164A1during the P.M. shift. Deputy [redacted] was working alone and was not assigned a partner. During his shift he responded to an assistance request at near [redacted] East Denwall Drive in the city of Carson. The nature of the assistance request described a deputy involved in a fight at the location. When Deputy [redacted] arrived he saw several deputies struggling with Suspect Bennett on the front lawn of a property. He said he approached the struggle and saw the deputies attempting to handcuff the suspect. Deputy [redacted] stated he saw Deputy Edwards straddling the suspect's upper body. He stated the suspect was kicking and thrashing his legs. Deputy [redacted] stated Sergeant [redacted] was entangled with the suspect's legs. Deputy [redacted] said the suspect was kicking his legs and bucking his body while Sergeant [redacted] struggled to control his legs.

Deputy [redacted] stated he held the suspect's ankles while Deputy [redacted] applied a "hobble restraint" around the suspect's ankles. Deputy [redacted] said the "hobble restraint" limited the suspect's ability to kick and prevented him from standing up. After the "hobble restraint" was applied he relieved Sergeant [redacted] and maintained control of the suspect's legs. Deputy [redacted] described the suspect as a male black, approximately 5'11" tall,

weight between 275-300 pounds. Deputy [redacted] believed the suspect had a heavy and powerful build. Deputy [redacted] stated the suspect was enraged and determined to escape during the entire incident. Deputy [redacted] believed if the suspect was not handcuffed or a "hobble restraint" was not used, Suspect Bennett would have continued to fight the deputies.

Deputy [redacted] stated he did not handcuff the suspect. He also stated he did not see Deputy Billoups deliver knee strikes to suspect Bennett's head. He stated he did not see Deputy Edwards punch the suspect at any time. Deputy [redacted] stated the deputies who struggled with Suspect Bennett were exhausted after the incident. He said Deputy Billoups was leaning against a patrol car and was exhausted and out of breath. He saw Deputy Billoups lose consciousness and slide off of the hood of the patrol car. Deputies rushed to Deputy Billoups' aid and prevented him from falling to the ground. Deputy [redacted] believed Deputy Billoups could not have defended himself after the struggle.

Deputy [redacted] said he did not believe he could have physically detained the suspect alone on December 9, 2012. He based this opinion upon his height and weight compared to that of the suspect. Deputy [redacted] described himself as 5'9" tall weighing approximately 170 pounds at that time.

Deputy [redacted] documented his observations and actions during this incident on a supplemental report submitted under URN #912-13038-1615-055, **see Exhibit K**.

Deputy John Harris was interviewed on May 30, 2013, at 1252 hours by Internal Affairs Bureau Sergeant Romeo Ingreso. The interview was conducted at the Carson Sheriff Station and was digitally recorded and transcribed. The following is a summary of his interview. For the verbatim interview see the transcribed interview included with this case. Deputy Harris declined representation from his attorney and agreed to participate in the interview.

Deputy Harris has been assigned to the Carson Sheriff Station for approximately five years as a field deputy and [redacted] On December 9, 2012, Deputy Harris was assigned to the Carson Sheriff Station as patrol unit 169A1during the P.M. shift. Deputy Harris was working as a [redacted] and his assigned [redacted] was Deputy [redacted]. Deputy Harris and Deputy [redacted] responded to an assistance request near the area of [redacted] East Denwall Drive. Deputy Harris said deputies were involved in a fight at the location. When Deputy Harris arrived at the scene, he observed Deputy Edwards and Deputy Billoups detaining a suspect on the ground. Deputy Harris stated he became aware of citizens gathering around the scene of the struggle. Deputy Harris focused on preventing these citizens from becoming involved in the struggle between the deputies and the suspect. Deputy Harris stated the location was a residential neighborhood that consisted of homes on both sides of the street. He stated citizens were exiting their homes because they heard the sounds of sirens. Deputy Harris did not see any deputies use force upon Suspect Bennett.

Deputy Harris stated he saw Deputy Billoups lose consciousness after the suspect was handcuffed. He stated he saw Deputy Billoups walk to a patrol car and his legs were weak. Deputy Harris stated deputies removed Deputy Billoups' gun belt because they believed he was going to pass out. Deputy Harris stated Deputy Billoups appeared very weak, was breathing heavily and had to lean against a patrol car keeping himself upright.

SUSPECT STATEMENTS:

Carson Station personnel did not interview Suspect Bennett on December 9, 2012. On April 16, 2013 at 0900 hours, I telephoned Jerome Bennett to schedule an interview with him. Jerome Bennett refused to participate in the interview or provide any other details regarding his arrest.

SUSPECT INJURIES:

Suspect Bennett sustained a fracture to his right medial orbital wall. The approval for booking and all related hospital documents are included with this case in **Miscellaneous Documents.**

DEPUTY PERSONNEL INJURIES:

Deputy Larry Billoups lost consciousness at the location of the arrest. He was treated by paramedics from McCormick Ambulance and transported to Torrance Memorial Medical Center. Deputy Billoups underwent testing and treatment for exhaustion and returned to duty without any restrictions.

PHYSICAL EVIDENCE:

No physical evidence was collected at the scene.

INVESTIGATORS' OBSERVATIONS:

Sergeant Ingreso took digital photos of scene where the use of force occurred during daylight hours. The photos are included with this case as **Exhibit C.**

WEAPONS USED BY DEPUTY PERSONNEL:

Sergeant [redacted]	Control Holds and Body Weight
Deputy Billoups:	Personal weapons, chemical agents: Hands, Knees, Fist and Oleoresin Capsicum spray
Deputy Edwards:	Personal Weapons and Chemical Agents: Hands and Oleoresin Capsicum Spray
Deputy [redacted]	Control Holds, Chemical Agents and Restraint Device (resisted handcuffing), Personal Weapons Knee Strikes
Deputy [redacted]	Hobble Restraint application
Deputy [redacted]	Control Holds and Restraint Device (resisted handcuffing)
Deputy [redacted]	Control Techniques

WEAPONS USED BY SUSPECT:
Personal weapons: Attempted removal of duty weapon from a uniformed deputy sheriff, hands, feet and legs. Suspect Bennett forcefully pushed a deputy sheriff during an escape attempt.

PROPERTY DAMAGE:
No Property Damage

PETITONS FILED AND DISPOSITIONS:
Suspect Bennett was charged with one count of 69 P.C., one count of 243(c)(2) P.C., one count of 273.5(a) P.C. filed on December 11, 2012. Suspect Bennett was convicted of 69 P.C. (Felony) on March 4, 2013 and sentenced to 60 days in jail and 36 months of probation, see **Exhibit P**.

WEATHER AND LIGHTING CONDITIONS:
The incident occurred on a clear afternoon at approximately 1612hours in a residential neighborhood. This neighborhood consisted of single family homes.

MISCELLANEOUS:
The foot pursuit evaluation form was completed by the Carson Station's Watch Commander, Lieutenant Gross and is included with this case under miscellaneous documents.